

MESSAGE NO: 3208114

MESSAGE DATE: 07/27/1993

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: FIN-Final Determination PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-462-302, A-464-202

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 07/08/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: FINAL DETERMINATIONS OF SALES AT LESS THAN FAIR VALUE FOR URANIUM  
FROM UKRAINE AND TAJIKISTAN

MESSAGE NO: 3208114

DATE: 07 27 1993

CATEGORY: ADA

TYPE: FIN

REFERENCE:

REFERENCE DATE:

CASES: A - 462 - 302

A - 464 - 202

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PERIOD COVERED: 07 08 1993 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS  
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: FINAL DETERMINATIONS OF SALES AT LESS THAN FAIR  
VALUE FOR URANIUM FROM UKRAINE AND TAJIKISTAN

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER  
ON JULY 8, 1993, ITS FINAL DETERMINATIONS IN THE ANTIDUMPING DUTY  
INVESTIGATIONS OF URANIUM FROM THE UKRAINE AND TAJIKISTAN.

2. THE MERCHANDISE COVERED BY THESE INVESTIGATIONS INCLUDES  
NATURAL URANIUM IN THE FORM OF URANIUM ORES AND CONCENTRATES;  
NATURAL URANIUM METAL AND NATURAL URANIUM COMPOUNDS; ALLOYS,  
DISPERSIONS (INCLUDING CERMETS), CERAMIC PRODUCTS AND MIXTURES

CONTAINING NATURAL URANIUM OR NATURAL URANIUM COMPOUNDS; URANIUM

ENRICHED IN U235 AND ITS COMPOUNDS; ALLOYS, DISPERSIONS (INCLUDING CERMETS), CERAMIC PRODUCTS, AND MIXTURES CONTAINING URANIUM ENRICHED IN U235 OR COMPOUNDS OF URANIUM ENRICHED IN U235. BOTH LOW ENRICHED URANIUM (LEU) AND HIGH ENRICHED URANIUM (HEU) ARE INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS. LEU IS URANIUM ENRICHED IN U235 TO A LEVEL OF UP TO 20 PERCENT, WHILE HEU IS URANIUM ENRICHED IN U235 TO A LEVEL OF 20 PERCENT OR MORE. THE URANIUM SUBJECT TO THESE INVESTIGATIONS IS PROVIDED FOR UNDER SUBHEADINGS 2612.10.0000, 2844.10.1000, 2844.10.2010, 2844.10.2025, 2844.10.2050, 2844.10.2055, 2844.10.5000, 2844.20.0010, 2844.20.0020, 2844.20.0030, AND 2844.20.0050, OF THE HARMONIZED TARIFF SCHEDULE (HTS). ALTHOUGH THE HTS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES,

OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE PROCEEDINGS IS DISPOSITIVE.

SINCE THE PRELIMINARY DETERMINATIONS, THE DEPARTMENT HAS CLARIFIED THE SCOPE OF THESE INVESTIGATIONS FOR THE U.S. CUSTOMS SERVICE. "MILLING" OR "CONVERSION" PERFORMED IN A THIRD COUNTRY DOES NOT CONFER ORIGIN FOR PURPOSES OF THESE INVESTIGATIONS. MILLING CONSISTS OF PROCESSING URANIUM ORE INTO URANIUM CONCENTRATE. CONVERSION CONSISTS OF TRANSFORMING URANIUM CONCENTRATE INTO NATURAL URANIUM HEXAFLUORIDE (UF<sub>6</sub>). SINCE MILLING OR CONVERSION DOES NOT CONFER ORIGIN, URANIUM ORE OR CONCENTRATE OF UKRAINIAN OR TAJIK ORIGIN THAT IS SUBSEQUENTLY MILLED AND/OR CONVERTED IN A THIRD COUNTRY WILL BE CONSIDERED OF UKRAINIAN OR TAJIK ORIGIN, RESPECTIVELY. THE DEPARTMENT CONTINUES TO REGARD ENRICHMENT OF URANIUM AS CONFERRING ORIGIN.

3. DUE TO A FINAL FINDING OF THE EXISTENCE OF CRITICAL CIRCUMSTANCES, THE U.S. CUSTOMS SERVICE SHALL (1) SUSPEND LIQUIDATION OF ALL ENTRIES OF URANIUM FROM TAJIKISTAN AND UKRAINE THAT ARE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON

OR AFTER MARCH 5, 1992 (90 DAYS PRIOR TO THE DATE OF PUBLICATION

OF OUR PRELIMINARY DETERMINATION) THROUGH OCTOBER 16, 1992 (THE SIGNING OF THE SUSPENSION AGREEMENT) AND (2) SUSPEND LIQUIDATION OF ALL ENTRIES OF URANIUM FROM TAJIKISTAN AND UKRAINE THAT ARE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

APRIL 12, 1993 (FOR UKRAINE) AND APRIL 26, 1993 (FOR TAJIKISTAN), (THE EFFECTIVE DATE OF THE TERMINATION) UNTIL JULY 8, 1993. FOR THESE PERIODS, THE U.S. CUSTOMS SERVICE SHALL REQUIRE A CASH DEPOSIT OR BOND EQUAL TO 115.82 PERCENT AD VALOREM. ON OR AFTER JULY 8, 1993, THE U.S. CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF ALL UNLIQUIDATED ENTRIES OF URANIUM FROM UKRAINE AND TAJIKISTAN THAT ARE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AND REQUIRE A CASH DEPOSIT OR BOND EQUAL TO 129.29 PERCENT AD VALOREM.

4. FOR INVESTIGATION PURPOSES ONLY, THESE ANTIDUMPING DUTY CASES HAVE BEEN ASSIGNED INVESTIGATIONS NUMBERS A-823-802 (UKRAINE), AND A-842-802 (TAJIKISTAN). FOR CUSTOMS REPORTING PURPOSES, PLEASE USE THE FOLLOWING CASE NUMBERS: A-462-302, AND A-464-202.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH VIA E-MAIL TO ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT LAWRENCE P. SULLIVAN AND CAROLE A. SHOWERS, OFFICE OF COUNTERVAILING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-0114 OR 482-3217, RESPECTIVELY.

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## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party